

By: Capriglione

H.B. No. 798

A BILL TO BE ENTITLED

AN ACT

relating to education fiscal impact statements for bills and resolutions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 314.004, Government Code, is amended to read as follows:

Sec. 314.004. ~~[EQUALIZED]~~ EDUCATION FISCAL ~~[FUNDING]~~ IMPACT STATEMENT. (a) The board shall prepare for each bill or resolution that affects public education an ~~[equalized]~~ fiscal ~~[funding]~~ impact statement.

(b) The impact statement must evaluate the effect of the bill or resolution on:

(1) all state equalized funding requirements and policies; and

(2) each affected school district, including:

(A) the extent to which the bill or resolution affects school district revenues or expenditures or requires the diversion of school district funds;

(B) costs of the bill or resolution that school districts may absorb without an increase in revenue;

(C) anticipated long term effects of the bill or resolution on school district finances; and

(D) for each effect identified under Paragraphs

(A)-(C):

1 (i) the dollar amount of the effect; and
2 (ii) the statutory provision creating the
3 effect.

4 (c) The impact statement must be attached to the bill or
5 resolution immediately following:

- 6 (1) the fiscal note attached under Section 314.003; or
7 (2) if a dynamic fiscal impact statement is prepared
8 under Section 314.005, the dynamic fiscal impact statement.

9 (d) The board shall include in the impact statement
10 assumptions used in identifying or estimating the amount of each
11 effect.

12 (e) The board shall estimate the full amount of each effect
13 in the impact statement, without regard to:

14 (1) the amount of state money appropriated to
15 implement the bill or resolution; or

16 (2) a provision of the bill or resolution limiting
17 expenditures to amounts appropriated to implement the bill or
18 resolution.

19 (f) The board shall request a fiscal analysis of the bill or
20 resolution from each affected school district or from a
21 representative sample of affected school districts that provides
22 sufficient information for the board to evaluate the effect of the
23 bill or resolution on all affected school districts. The board
24 shall provide an explanation in the impact statement if information
25 in the impact statement differs from information in a school
26 district's fiscal analysis. The board shall list in the impact
27 statement the school districts from which the board requested a

1 fiscal analysis and the school districts that provided a fiscal
2 analysis.

3 (g) The board shall explain in the impact statement if the
4 board is unable to evaluate an effect described by Subsection (b).

5 (h) For each printing of the bill or resolution, the board
6 shall prepare and attach an updated impact statement if:

7 (1) the bill or resolution was amended after the
8 previous printing; or

9 (2) the board received an updated fiscal analysis from
10 an affected school district after the previous printing.

11 SECTION 2. This Act takes effect September 1, 2017.